

1 SCOTT N. SCHOOLS, SCSBN 9990
 2 United States Attorney
 2 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 3 Chief, Civil Division
 EDWARD A. OLSEN, CSBN 214150
 4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 6 Telephone: (415) 436-6915
 FAX: (415) 436-2769

7 Attorneys for Defendant

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

12 SARABJIT KAUR THIND,)	Case No. 07-3959-MJJ
13 Plaintiff,)	STIPULATION TO WITHDRAW
14 v.)	MOTION FOR PRELIMINARY
15 EMILIO T. GONZALES, Director, United States)	INJUNCTION; TO VACATE
Citizenship and Immigration Services,)	HEARING ON MOTION FOR
16 Defendant.)	PRELIMINARY INJUNCTION;
)	TO CONTINUE CASE
)	MANAGEMENT CONFERENCE;
)	AND [PROPOSED] ORDER

Plaintiff, by and through his attorney of record, and defendant, by and through his attorney of record, hereby stipulate, subject to approval of the Court, to the following:

- 20 1. Plaintiff filed this action on or about August 1, 2007, asking this Court to direct the
- 21 United States Citizenship and Immigration Services (USCIS) to adjudicate an I-730 petition.
- 22 2. The plaintiff filed a motion for a preliminary injunction on August 7, 2007, which was
- 23 originally set for hearing on October 2, 2007.
- 24 3. On September 20, 2007, this Court signed the parties' stipulation to continue the hearing
- 25 date on the plaintiff's motion for preliminary injunction and the case management conference to
- 26 November 13, 2007.
- 27 4. On October 5, 2007, the USICS issued a notice of intent to deny the I-730 petition, and
- 28 the plaintiff has filed a response to that notice.

STIPULATION
 C-07-3959-MJJ

5. In light of the fact that this case may soon be moot, the plaintiff withdraws his motion for preliminary injunction and the parties ask this Court to vacate the hearing on the motion for preliminary injunction, currently scheduled for November 13, 2007.

6. Moreover, the parties respectfully ask this Court to continue the case management conference, currently scheduled for November 13, 2007, to January 15, 2007.

Date: October 23, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

Date: October 23, 2007

/s/
JONATHAN KAUFMAN
Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date:

MARTIN J. JENKINS
United States District Judge